

JOURNAL OF THE SENATE

Tuesday, May 26, 1953

741

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Monday, May 25, 1953.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

—37.

A quorum present.

Senator Fraser was excused from attendance upon the session.

Prayer was offered by the Senate Chaplain, Reverend W. E. Hall.

The reading of the Journal was dispensed with.

The Senate daily Journal of Saturday, May 23, 1953, was further corrected as follows:

Page 11 column 2, strike out lines 4 and 5, counting from the bottom of the column and insert in lieu thereof the following:

"for Junior Colleges and providing the effective date of this Act."

Also—

Page 11, column 2, line 13, counting from the bottom of the column, strike out the figures "242.31" and insert in lieu thereof the figures "242.41".

Also—

Page 12, column 1, line 32, counting from the bottom of the column, between the words "bill" and "the" insert the word "after".

Also—

Page 12, column 1, between lines 14 and 15, counting from the bottom of the column, insert the following:

"And Senate Bill No. 668, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives."

And as further corrected was approved.

The Senate daily Journal of Monday, May 25, 1953, was corrected and as corrected was approved.

The following Report of the Interim Committee on Inland Waterways was filed with the Secretary:

REPORT OF INTERIM COMMITTEE ON INLAND WATERWAYS

Tallahassee, Florida,

Honorable Charley E. Johns, President
State Senate

Honorable C. Farris Bryant, Speaker
House of Representatives

1953 Florida Legislature Tallahassee, Florida

Sirs:

Your Interim Committee on Inland Waterways, appointed under SCR No. 960 (1951 Legislature) submits herewith its report and recommendations.

At its initial organization meeting, the Committee concluded that the purpose and intent of SCR No. 960 was to include the study of the Rivers, Streams, Lakes and Canals which might readily be recognized as "Inland Waters" and did not include the study of Coastal Canals or inside Ports or Harbors directly connected with the Atlantic Ocean or Gulf of Mexico. The committee further concluded that the Resolution did not intend that waters within the boundaries of the Central and Southern Florida Flood Control District should come under the study and investigation of this committee.

Recognizing the need for expert technical and scientific services in connection with its proposed work, the committee employed the Engineering firm of Gee and Jensen of West Palm Beach as Engineering Consultants to the committee; the report of the Engineers is attached hereto and is made a part of this report.

In the course of its study, the committee held numerous meetings at various locations in the state. Residents and citizens in considerable number attended those meetings and participated in the discussions. Representatives of a number of organizations interested in Florida's Inland waters have cooperated to the fullest in making available to the committee valuable information and data compiled on several projects over a period of a number of years. For the valuable help rendered through the cooperation of these individuals and organizations, the committee is very grateful.

Your committee has given thought and study to a number of projects which are either presently under development, or development projected for the future, by the Federal Government. The committee concluded that study or investigation of such projects was not necessary on its part.

In the period of time, and within the limits of this committee, it has not been possible to pursue the full study and investigation of some waterways which, in the opinion of the committee, should have such study at some future time.

The committee has concentrated its time and effort on three projects which were considered to be of primary importance and desirability. These are as follows:

The Suwannee River Valley

The proposed Sanford-Titusville Canal

The Oklawaha River Basin

FINDINGS: The Committee findings on these projects are as follows:

1. The Suwannee River Valley is under study by the Corps of U. S. Engineers. Completion of the authorized investigation and report is dependent upon appropriation of survey funds for this purpose by the Congress.

2. The Sanford-Titusville Canal project to provide a navigation and Flood Control Channel connecting the St. Johns River and Indian River is also under study by the Corps of Engineers. Navigation benefits alone are not sufficient to justify the cost of the improvement. In addition, a large block of flood control benefits will result from the construction of the Proposed works. These flood control benefits cannot be accurately evaluated until studies of the St. Johns River Basin under the Central and Southern Florida Flood Control Project are further advanced. The Sanford-Titus-

ville Canal project, when authorized, should become a part of the Central and Southern Florida Project. Some modification of the Flood Control District's boundaries will be required to bring this modification into the project.

3. The Oklawaha River Basin has long been in need of improvement in the interest of water conservation, of protection of agriculture, of navigation and the protection of fish and wildlife. The Corps of Engineers has recently made an unfavorable report on improvement of the River Basin in the interest of navigation. The people of the Basin have worked untiringly for many years to bring about improved protection of the water resources of this important watershed area of Central Florida. No assistance is presently forthcoming from the Federal Government and the problems of the area must be solved at the local level and with either state or local funds.

RECOMMENDATIONS: In order to improve or correct the situations set forth in this committee's findings, it is recommended that:

1. The 1953 Legislature request the Florida Delegation in Congress to obtain an appropriation, as soon as possible, for the completion of the survey of the Suwannee River Basin, as Authorized in the Flood Control Act of 1950.

2. The Sanford-Titusville Canal be authorized as a modification of the Central and Southern Florida Project and that the 1953 Legislature advise the Corps of Engineers of this recommendation.

3. (a) A water conservation and control district to be established embracing that part of the Oklawaha River Basin lying in the counties of Lake, Marion and Orange; such District or Authority to be governed by a board of three citizens of the area, to be appointed by the Governor for terms of one, two and three years and for three years each thereafter, however, no more than one such member should be appointed from either county, in order that each county shall have representation on the board. If such a district embracing the area as outlined cannot be agreed upon, the committee recommends the creation of districts in each of the counties or to embrace the area of the basin lying in one or more of the counties of Lake, Marion or Orange.

(b) Members of the governing body to be paid from funds of the District or Authority, Ten dollars per day for attendance at meetings of the board and ten cents per mile for travel allowance in connection with attending such meetings.

(c) Such governing body of the District or Authority should perform essentially, within the area embraced, the same functions as the governing body of the Central and Southern Florida Flood Control District and should have authority to negotiate loans for the purpose of financing the early accomplishment of a works program to meet the needs in the area.

(d) The Engineering report of Gee and Jensen be used as a guide for the orderly development of a system of works for water conservation, protection of agriculture, for navigation and the protection of fish and wildlife. The committee feels there might be some deviation from this report, particularly that one Dam and Lock structure in the Apopka-Beaclair Canal would better serve all purposes than the construction of two smaller structures, however, the general outline in this report should be quite closely followed.

(e) The committee further recommends that an Interim Committee on Inland Waterways be continued over the next biennium to give further study to these and other projects.

Respectfully submitted,

J. Ed. BAKER, Chairman

R. O. MORROW

IRLO BRONSON

J. A. BOYD

WILLARD AYRES,
Secretary

May 25, 1953

REPORTS OF COMMITTEES

Senator Douglas, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 943—A bill to be entitled An Act for the relief of Lloyd T. Everett.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Beall, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bills:

S. B. No. 718—A bill to be entitled An Act to provide for the transfer of motor vehicle titles to surviving spouse where decedents assets do not exceed one thousand dollars: repealing all laws in conflict and providing the effective date of this Act.

S. B. No. 877—A bill to be entitled An Act providing that the reversionary interest in streets, alleys and other thoroughfares shall cease and determine in certain cases and that such thoroughfares are closed or vacated when such thoroughfares are not improved and used nor suit instituted for the enforcement of such reversionary interest within certain periods.

S. B. No. 951—A bill to be entitled An Act adding an additional section to Chapter 271, Florida Statutes, the same to be known and designated as Section 271.09, and relating to the taking of fill material from submerged lands for filling in lands as authorized by said Chapter 271.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Shands, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following Bill:

H. B. No. 807—A bill to be entitled An Act to require all funds received by the University of Florida, the Florida State University and the Florida Agricultural and Mechanical College, or Florida Agricultural and Mechanical University, from any source whatsoever to be deposited in the State Treasury subject to disbursement in such manner as the Legislature may provide by law; providing for enforcement of these provisions and making this Act effective July 1, 1953.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Lewis, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

S. B. No. 488—A bill to be entitled An Act amending Subsection (2) of Section 317.70, Florida Statutes, relating to regulation of traffic on highways; providing penalty for violation; setting effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Lewis, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

H. B. No. 33—A bill to be entitled An Act amending Subsection (1) of Section 821.36, Florida Statutes, regulating the dumping of garbage and rubbish, by extending the prohibited areas to include State designated highways, County roads, City streets or other public lands.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Collins, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 393—A bill to be entitled An Act establishing the Florida Commission of Interstate Cooperation to facilitate the cooperation of this state with other units of government and to establish an unpaid commission for that purpose; establishing Senate, House and Governor's committees; providing for the duties, powers and functions of these committees and the commission; directing the Secretary of State to communicate with the Council of State Governments concerning the establishment of the Commission; and setting the effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Collins, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

Committee Substitute for H. B. No. 165—A bill to be entitled An Act relating to purchases of goods, supplies or materials by any county officer, board, bureau or department and any municipality and any district having the power to make purchases from public funds and authorizing such purchases under any state contract.

—and recommends that the same pass with Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

REPORT OF THE COMMITTEE ON RULES AND CALENDAR PURSUANT TO SENATE RULE 66

May 26, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

Your Committee on Rules and Calendar, pursuant to Senate Rule 66, submits herewith the list of Bills to constitute the Special Order Calendar to be considered by the Senate beginning May 26, 1953:

- S. B. 801—Relating to insurance companies.
- S. B. 576—Relating to dealers in agricultural products.
- S. B. 518—Relating to tax collector, Putnam County.
- S. B. 351—Relating to nursing homes.
- S. B. 632—Relating to tax collector, Columbia County.
- S. B. 435—Relating to mortgages.
- H. B. 919—Relating to burial contracts.
- H. B. 1109—Relating to insurance.
- S. B. 797—Relating to Florida State Improvement Commission.
- S. B. 439—Relating to highway traffic.
- S. B. 406—Relating to education.
- H. B. 501—Relating to powers of County Commissioners.
- H. B. 228—Relating to deeds.
- S. B. 402—Relating to interim committee.
- S. B. 556—Relating to Board of Control.
- S. B. No. 553—Relating to weights of motor vehicles.
- S. J. R. 493—Relating to Legislature; sessions, compensation.
- S. B. 90—Relating to beverage licenses.
- S. B. 733—Relating to ad valorem taxes.

Respectfully submitted,

HARRY E. KING,
Senator 7th District,
Chairman.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By the Committee on Appropriations—

S. B. No. 957—A bill to be entitled An Act amending Subsection (3) of Section 236.07, Florida Statutes, relating to the minimum foundation program; increasing the amount to be included for instructional salaries.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Pope—

S. B. No. 958—A bill to be entitled An Act authorizing St. Johns County, Florida, to construct roads or highways to be known as a part or parts of State Road No. 5 or U. S. Highway No. 1, State Road No. 207, and State Road A1A within the limits of said St. Johns County; authorizing and providing for the construction of any or all of said roads or highways by the State Road Department of Florida for and on behalf of said St. Johns County; providing for the payment of the cost of construction of any or all of said roads or highways by said St. Johns County from the proceeds of bonds to be issued by said St. Johns County, after approval of said bonds in an election to be held in said St. Johns County in which a majority of the qualified electors of said county who are freeholders in said County shall participate; providing for the issuance of said bonds; providing for the holding of said election under the direction of the Board of County Commissioners of St. Johns County, Florida; authorizing the levy of taxes on all taxable property in said County for the payment of such bonds, and for the maintenance of said roads or highways unless leased to the State Road Department of Florida; authorizing the State Road Department of Florida and St. Johns County to enter into an agreement for the leasing and purchasing of any or all of said roads or highways, to or by the State Road Department of Florida, and prescribing the powers and duties of the Board of County Commissioners of St. Johns County, Florida, and the State Road Department of Florida in relation to the foregoing; authorizing the County of St. Johns and said State Road Department to pledge surplus gasoline tax funds accruing to said county for bonds issued for said roads or highways or under such lease-purchase agreement.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 958 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Pope moved that the rules be waived and Senate Bill No. 958 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 958 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate Bill No. 958 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 958 was read the third time in full.

Upon the passage of Senate Bill No. 958 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 958 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator King—

S. B. No. 959—A bill to be entitled An Act to incorporate the Grand Commandery of Knights Templar of Florida, and all subordinate or particular commanderies chartered thereby.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 959 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator King—

S. B. No. 960—A bill to be entitled An Act to incorporate the most excellent Grand Chapter of Royal Arch Masons of Florida, and all subordinate or particular chapters chartered thereby.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 960 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator King—

S. B. No. 961—A bill to be entitled An Act to incorporate the most illustrious Grand Council of Royal and Select Masters of Florida, and all subordinate or particular councils chartered thereby.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 961 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

By Senator Dayton—

S. B. No. 962—A bill to be entitled An Act setting the procedure for the supplying of legal services to the various state boards, councils, commissions, departments and other agencies and providing how appropriations shall be made; appropriating funds for carrying out the provisions of this Act.

Which was read the first time by title only and referred to the Committee on Appropriations.

By Senator Dayton—

S. B. No. 963—A bill to be entitled An Act relating to all counties having a population of more than twenty thousand two hundred (20,200) and less than twenty-three thousand (23,000) according to the latest official census; setting salary of boards of public instruction of such counties; setting effective date.

Which was read the first time by title only and referred to the Committee on Population.

By Senator Leaird—

S. B. No. 964—A bill to be entitled An Act amending Sections 7 and 11 of Chapter 14041, Laws of Florida, Special Acts of 1929, which Chapter is entitled: "An Act to abolish the present municipal government of the City of Floranada in the County of Broward and State of Florida; and to establish, organize and constitute a municipality to be known as the City of Oakland Park, and to define its territorial boundaries, and to provide for its jurisdiction, powers and privileges;" by changing the method of prescribing the salary of the chief of police of the City of Oakland Park, and ratifying and confirming salaries heretofore paid to the chief of police; by permitting the use of voting machines; providing for a referendum election, and the effective date hereof.

Which was read the first time by title only.

Senator Leaird moved that the rules be waived and Senate Bill No. 964 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 964 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 964 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 964 was read the third time in full.

Upon the passage of Senate Bill No. 964 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 964 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Leaird—

S. B. No. 965—A bill to be entitled An Act to amend the Charter of the City of Fort Lauderdale, Florida, same being Chapter 24514, Laws of Florida, Special Acts of 1947, as amended, and particularly Section 1, Article 2, Part VII, pertaining to regular biennial municipal primary elections, so as to fix the time of holding such elections as the second Tuesday in April of each year, commencing in 1955.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 965 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Leaird moved that the rules be waived and Senate Bill No. 965 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 965 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 965 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 965 was read the third time in full.

Upon the passage of Senate Bill No. 965 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 965 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Leaird—

S. B. No. 966—A bill to be entitled An Act to extend and enlarge the corporate limits of the City of Fort Lauderdale, in the County of Broward, and State of Florida; to prescribe the liability of property within the annexed territory for municipal taxes; to give said City of Fort Lauderdale jurisdiction over the territory embraced in said extension; and repealing all laws and parts of laws in conflict.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 966 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Leaird moved that the rules be waived and Senate Bill No. 966 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 966 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 966 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 966 was read the third time in full.

Upon the passage of Senate Bill No. 966 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 966 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Pearce—

S. B. No. 967—A bill to be entitled An Act to abolish the board of bond trustees of Putnam County, Florida, and providing that the rights, powers, duties, functions and property of said board of bond trustees be vested in the Board of County Commissioners of Putnam County, Florida; providing that the property of the board of bond trustees be delivered to said Board of County Commissioners; providing for a referendum to determine whether this Act shall become operative, and prescribing the qualifications of the voters to participate at such referendum.

Which was read the first time by title only.

Senator Pearce moved that the rules be waived and Senate Bill No. 967 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 967 was read the second time by title only.

Senator Pearce moved that the rules be further waived and Senate Bill No. 967 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 967 was read the third time in full.

Upon the passage of Senate Bill No. 967 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 967 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—

S. B. No. 968—A bill to be entitled An Act to define the corporate limits of the town of Altamonte Springs, Seminole County, Florida; to provide for a town council and mayor and to provide for their election, terms of office, powers and duties; and to subject the adoption of this Act to a referendum election.

Which was read the first time by title only.

Senator Boyle moved that the rules be waived and Senate Bill No. 968 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 968 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 968 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 968 was read the third time in full.

Upon the passage of Senate Bill No. 968 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 968 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shands—

S. B. No. 969—A bill to be entitled An Act to amend Section 5, Section 6, paragraph 8 of Section 7, and Section 13 of Chapter 24371, Laws of Florida, Special Acts of 1947, entitled An Act to empower the Board of County Commissioners of Alachua County to regulate and restrict within territory in said county not included in any municipality, the height, number of stories and size of buildings and other structures on land and water, the percentage of lot that may be occupied, the size of yards, courts and other open spaces, the density of population, the use of land for junk yards and automobile trailer camps, location and use of building structures and land for trade, industry, residence or other specific use of the premises, and to establish setback building lines; providing for the division of such county into districts and within such districts to regulate and restrict the erection and construction, alteration, repair or use of buildings; providing for a method of procedure; providing for the appointment of a Zoning Commission and a Board of Adjustment; providing for remedies and penalties for the violation of this Act or of any order or resolution made under authority conferred hereby and conferring upon the

Board of County Commissioners of Alachua County the power to prescribe and enforce regulations to effectuate the purpose of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 969 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Shands moved that the rules be waived and Senate Bill No. 969 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 969 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 969 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 969 was read the third time in full.

Upon the passage of Senate Bill No. 969 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 969 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Hodges—

S. B. No. 970—A bill to be entitled An Act for the relief of Mrs. Izetta Ellzey of Levy County for the death of her husband, Atticus Haygood Ellzey.

Which was read the first time by title only and referred to the Committee on Judiciary "C" and the Committee on Pensions and Claims, in the order named.

By Senator Sturgis—

S. B. No. 971—A bill to be entitled An Act to amend Chapter 7676, of the Laws of Florida, being An Act pertaining to the City of Ocala, as amended by Chapter 8323, of the Laws of Florida, to authorize the City of Ocala to borrow on its open note any sum not in excess of \$25,000.00.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to Senate Bill No. 971 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Morrow—

S. B. No. 972—A bill to be entitled An Act relating to advertising and selling land for unpaid taxes in counties of the State of Florida having a population of more than one hundred and thirteen thousand (113,000) and less than one hundred fourteen thousand and eight hundred and fifty (114,850) according to the Federal Census of 1950, establishing advertising rates therefor, making the effective date of this Act retroactive to February 1, 1953, and repealing all laws in conflict herewith.

Which was read the first time by title only and referred to the Committee on Population.

By Senators Gautier (28th), Baker, Rodgers, Boyle and Sturgis—

Senate Concurrent Resolution No. 973:

A RESOLUTION EXPRESSING THE CONSENSUS OF THE LEGISLATURE OF THE STATE OF FLORIDA TO THE CONSTITUTIONAL GAME AND FRESH WATER FISH COMMISSION THAT THE SALE OF FRESH WATER SCALE FISH IS NOT FOR THE BEST INTERESTS OF THE STATE OF FLORIDA.

WHEREAS, it has come to the attention of the Legislature of the State of Florida that the Constitutional Game and Fresh Water Fish Commission is permitting the seining of fresh water and the sale of the fresh water scale fish taken by such seining, and

WHEREAS, Rule 14.01 of the Wild-life Code of the State of Florida promulgated by the Game and Fresh Water Fish Commission prohibits the sale of these fresh water scale fish, and

WHEREAS, on February 4, 1952, the Game and Fresh Water Fish Commission passed a resolution waiving the provisions of Rule 14.01, and

WHEREAS, the consensus of the Legislature of the State of Florida is in accord with Rule 14.01, NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA; THE HOUSE OF REPRESENTATIVES CONCURRING:

That this expression of the opinion of the Legislature of the State of Florida that the sale of fresh water scale fish is not for the best interest of the State of Florida be communicated to the Game and Fresh Water Fish Commission with a request that the said commission dissolve that resolution of February 4, 1952, and enforce the provisions of Rule 14.01 of the Wild-life Code promulgated by the Game and Fresh Water Fish Commission.

Which was read the first time in full and referred to the Committee on Game and Fisheries.

By Senator Melvin—

S. B. No. 974—A bill to be entitled An Act to amend the law establishing the town of Milton so as to extend the boundaries of said town and to annex additional property to and incorporate the same in said town.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 974 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Melvin moved that the rules be waived and Senate Bill No. 974 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 974 was read the second time by title only.

Senator Melvin moved that the rules be further waived and Senate Bill No. 974 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 974 was read the third time in full.

Upon the passage of Senate Bill No. 974 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 974 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Franklin—

S. B. No. 975—A bill to be entitled An Act to amend Section 395.01, Florida Statutes, containing definitions used in Chapter 395, Florida Statutes, pertaining to licensing, inspection and regulation of hospitals, by deleting from said Section all of Subsection (5) which provides that the word hospital as used in said Chapter shall apply only to those hospitals receiving federal aid or aid from the United States Government.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Beall—

S. B. No. 976—A bill to be entitled An Act placing a limitation upon the power and authority of the City of Pensacola, Florida, to levy, impose, assess and/or collect ad valorem taxes upon real or personal property subject to its taxing power and/or authority.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 976 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 976 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 976 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 976 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 976 was read the third time in full.

Upon the passage of Senate Bill No. 976 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 976 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE GOVERNOR

The following Communications from the Governor were received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 25, 1953

Hon. Charley E. Johns,
President of the Senate,
State Capitol

Sir:

I have the honor to inform you that I have today filed in

the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session 1953, same having remained in my office for the full Constitutional period of five days, and will become laws without my approval:

S. B. NO. 577 RELATING TO QUINCY
S. B. NO. 579 RELATING TO CITRUS COUNTY
S. B. NO. 586 RELATING TO FORT MYERS
S. B. NO. 587 RELATING TO FORT MYERS
S. B. NO. 588 RELATING TO FORT MYERS
S. B. NO. 589 RELATING TO FORT MYERS
S. B. NO. 590 RELATING TO FORT MYERS
S. B. NO. 591 RELATING TO FORT MYERS
S. B. NO. 595 RELATING TO BANKING HOURS
S. B. NO. 596 RELATING TO OKALOOSA COUNTY
S. B. NO. 613 RELATING TO BOCA CIEGA
S. B. NO. 614 RELATING TO BOCA CIEGA
S. B. NO. 628 RELATING TO JACKSONVILLE
S. B. NO. 631 RELATING TO CITRUS COUNTY
S. B. NO. 633 RELATING TO LEE COUNTY
S. B. NO. 639 RELATING TO CARRABELLE

Respectfully,

DAN McCARTY
Governor

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 25, 1953

Hon. Charley E. Johns,
President of the Senate,
State Capitol

Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1953, same having remained in my office for the full Constitutional period of five days, and will become laws without my approval:

S. B. No. 63—RELATING TO BLIND PERSONS
S. B. No. 188—RELATING TO SMALL CLAIMS COURT
S. B. No. 454—RELATING TO PUBLIC INSTRUCTION
S. B. No. 464—RELATING TO GRAND JURIES
S. B. No. 465—RELATING TO GRAND JURIES
S. B. No. 466—RELATING TO GRAND JURIES
S. B. No. 467—RELATING TO AUTO TAG AGENCIES
S. B. No. 468—RELATING TO REGISTRATION OF CONVICTED PERSONS
S. B. No. 505—RELATING TO TAMPA
S. B. No. 520—RELATING TO GROUP INSURANCE
S. B. No. 542—RELATING TO ATLANTIC BEACH
S. B. No. 549—RELATING TO ESCAMBIA COUNTY
S. B. No. 555—RELATING TO PALM BEACH COUNTY
S. B. No. 570—RELATING TO CITRUS COUNTY
S. B. No. 571—RELATING TO PINELLAS COUNTY
S. B. No. 572—RELATING TO PINELLAS COUNTY

Respectfully,

DAN McCARTY,
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendments to—

By Mr. Fee of St. Lucie—

H. B. No. 640—A bill to be entitled An Act to amend Section 702.02 Florida Statutes, 1951, relating to the foreclosure of mortgages.

Which amendments read as follows:

Amendment No. 1—

Strike out the entire title of the Act and insert in lieu thereof the following:

"An Act to amend Section 702.02, Florida Statutes, 1951, relating to the foreclosure of mortgages; providing for the attachment to the complaint of the original or copies of the mortgage note and mortgage; directing foreclosure sales to be made by the clerk of the court after one publication of notice of sale, and fixing the clerk's fee for making such sale; providing for the filing by the clerk of a certificate of sale and the form thereof; and of a certificate of title and the form thereof, and for the recording of such certificate, and specifying that title to mortgaged property shall pass to the purchaser, after sale by the clerk; providing for the clerk to disburse the proceeds of such sale and to file a report thereof and the form of such report; and fixing the value of the mortgaged property."

Amendment No. 2—

In Section 1, (typewritten bill) Subsection 2, line 4, of said Subsection, after the word "than" strike out the figure "15" and insert in lieu thereof the following: "30".

Amendment No. 3—

At the end of Section 1, paragraph 5, add a new paragraph as follows:

"6. The provisions of this Act shall not apply to any suits pending at the time this Act becomes a law."

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to—

By Messrs. Cleveland of Seminole and Pruitt of Jefferson—

H. B. No. 232—A bill to be entitled An Act to amend Section 398.22, Florida Statutes, relating to penalty for the illegal sale of narcotics.

Which amendment reads as follows:

In Section 1, Subsection 2 (typewritten bill) strike out the entire Subsection and insert in lieu thereof the following:

"Provided, that any person who shall unlawfully give, sell, or otherwise furnish narcotic drugs to a minor, in violation of the provisions of Chapter 398, Florida Statutes, shall upon conviction, be punished by death unless a majority of the jury in their verdict recommend mercy, in which event punishment shall be by imprisonment in the state prison for life or for any term of years, not less than ten, within the discretion of the judge.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to—

By Messrs. Burke of Walton, Dukes of Jackson and Pittman of Santa Rosa—

H. B. No. 339—A bill to be entitled An Act relating to soil conservation; amending Sections 582.06, 582.18 and 582.19, Florida Statutes, by abolishing the present State Soil Conservation Board and creating a new State Soil Conservation Board; by providing certain qualifications and terms of office of members of the State Soil Conservation Board; authorizing the acceptance of gifts and gratuities by the board; providing for regular and special elections for the election of supervisors of soil conservation districts; and for the conduct of such elections.

Which amendment reads as follows:

In Section 1, line 26 (typewritten bill) after the period add the following:

"The state board, except as provided in this chapter, shall act in conjunction with, but at all times under and subject to, the control and supervision of the state board of conservation as defined by section 373.01, Florida Statutes."

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Connor—

S. B. No. 813—A bill to be entitled An Act forbidding the use of spears or gigs which are propelled by means other than by human power in all counties of this state having a population of not less than six thousand seventy-five and not more than six thousand two hundred seventy-five inhabitants according to the latest official census, in taking fish from Chassahowitzka river.

Also—

By Senator Gautier (13th)—

S. B. No. 863—A bill to be entitled An Act creating a Civil Service Board for the employees of the Office of Sheriff in counties having a population of 400,000 or more persons according to the last preceding federal census, providing for the manner and method of appointment and removal of the

members thereof; providing for their terms of office and compensation; providing for the designation and classification of employees to be affected by the Act; providing for the study of salaries and for the recommendations by the Board of Salary Ranges; providing for the manner of employment, promotion, reduction, suspension, layoff and discharge of employees; authorizing the Civil Service Board to make rules and regulations governing the examinations, classifications, salary ranges, employment, promotion, reduction, suspension, layoff and discharge of employees; and such other rules and regulations as are necessary to carry out the general purposes of this Act, including rules pertaining to paid vacation and sick leave with pay; prohibiting certain practices concerning employees of the Office of the Sheriff in counties coming within this Act and providing penalties for any violation of such prohibitions; providing for an annual appropriation out of the treasury of each county for the expense and operation of such board; and repealing all laws and parts of laws in conflict herewith.

Also—

By Senator Leaird—

S. B. No. 815—A bill to be entitled An Act creating the offices of chief traffic officer and deputy traffic officers in Broward County, Florida; requiring them to be deputy sheriffs, limiting their number and prescribing the duties and functions of such chief traffic officer and deputy traffic officers and their qualifications, terms of office and methods of appointment, their compensation and allowances for expenses and designating the fund out of which the same shall be paid; and providing for disposition of fees for services of such traffic officers.

Proof of Publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And Senate Bills Nos. 813, 863 and 815, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Baker—

S. B. No. 876—A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by and as entered upon the rolls and records of the City of Eustis, Florida, for the years 1951 and 1952, together with all acts and proceedings had, done and performed by the duly constituted governing authorities and officials of said city in connection therewith, making same valid, legal and binding liens upon the lands and properties upon which same are made, assessed and levied, and authorizing the collection of said taxes, assessments and delinquent tax certificates, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict therewith.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 876, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Leaird—

S. B. No. 822—A bill to be entitled An Act to amend Section 5 of Chapter 25066, Laws of Florida, Acts of 1949, as amended by Chapter 27345, Laws of Florida, Acts of 1951, relating to the compensation of the County Solicitor of Broward County, Florida.

Proof of Publication Attached.

Also—

By Senator King—

S. B. No. 859—A bill to be entitled An Act relating to the municipal government of the City of Bartow, Florida, and providing for the establishment of a Playground and Recreation Board of said city.

Proof of Publication Attached.

Also—

By Senator King—

S. B. No. 853—A bill to be entitled An Act to amend Chapter 9683 of Laws of Florida, 1923, entitled: "An Act to validate and legalize an election held in and for the City of Bartow on the 13th Day of December, A. D. 1921; to validate and legalize the charter of the City of Bartow, which was adopted by the electors of said city at said election held on the 13th day of December, A. D. 1921; and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers and all other acts which have been done under and by virtue of said charter, and providing a form and method of government for said City of Bartow", by adding thereto a section to be known as Section 99-A giving the City of Bartow the power to provide by ordinance for the issue of revenue bonds and/or revenue certificates, and providing further that said revenue bonds and/or revenue certificates shall not be issued by the city commission until the same are authorized by majority vote of the qualified electors of said city, who own at the time of said election, and have owned for three months prior thereto, real estate therein, and who have paid their taxes for the year prior to that in which said election is held, at a regular or special election to be called and held for such purpose, after at least 30 days notice, published in a newspaper in said city.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 822, 859 and 853, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator King—

S. B. No. 856—A bill to be entitled An Act relating to the municipal government of the City of Bartow, Florida, and providing for the adoption of a new city charter for the City of Bartow, Florida, under the provisions of Florida General Statutes, after a referendum therefor.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 856, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Beall—

S. B. No. 868—A bill to be entitled An Act renouncing and relinquishing any right, title or interest of the State of Florida or claim thereto, in and to certain lands bordering on Pensacola Bay, particularly described as follows: All of that certain parcel of land in Escambia County, Florida, being a Peninsula commonly known as Brent Island, being bounded by the waters of Bayou Chico and the waters of Pensacola Bay and having a boundary line on the land more particularly hereinafter described and hereinafter called "division line": commencing at a point at the center of Pettersen Street, now known as Cypress Street, at a point intersected by the center line of "N" Street, Pensacola, Florida, according to the map of Thos. C. Watson, copyrighted 1906: thence run south 2 degrees 30 minutes west 1361.12 feet along the center line of "N" Street produced: thence south 72 degrees 00 minutes west 268.20 feet to a point to be known as point "A" being the starting point for the description of the division line, which said division line was established between the properties of South Pensacola Land Company and Thos. A. Johnson, which said division line was described in instruments recorded in Deed Book 91 at pages 634 and 636 of the public records of Escambia County, Florida. Begin at point "A" and proceed thence south 8 degrees 05 minutes east along said division line 290 feet, more or less, to the high water mark of Pensacola Bay. Also, begin again at said point "A" and proceed north 8 degrees 05 minutes west to the waters of Bayou Chico. All of said property being bounded by the division line and the waters of Bayou Chico and the waters of Pensacola Bay.

Proof of Publication Attached.

Also—

By Senator King—

S. B. No. 855—A bill to be entitled An Act to amend Section 132 of Chapter 9683, Laws of Florida, 1923, as amended by Chapter 16381, Laws of Florida, 1933, being entitled: "An Act to validate and legalize an election held in and for the City of Bartow, on the 13th day of December, A. D. 1921; to validate and legalize the charter of the City of Bartow which was adopted by the electors of said city at said election held on the 13th day of December, A. D. 1921, and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers, and all other Acts which have been done under and by virtue of said charter and providing a form and method of government for said City of Bartow"; by adding to said Section 132, sections to be known as 132A, 132B, 132C and 132D, the substance of these additions by amendment to said Section 132, of Chapter 9683, Laws of Florida, 1923, as amended, being that the City of Bartow may have the right to sell and/or lease the City airport now owned by said City; that the City of Bartow may have the right to lease the city golf course; that the City of Bartow may have the right to lease any part or all of the city owned Peace River Park for city park purposes; and that the City of Bartow may have the right to sell and/or lease the city hospital now owned by said city, and providing for a referendum thereof.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And Senate Bills Nos. 868 and 855, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator King—

S. B. No. 852—A bill to be entitled An Act to amend Sections 6, 9, 15 and 17, of Chapter 27392, Laws of Florida, 1951, said Chapter 27392, Laws of Florida, 1951, being entitled: "An Act relating to the municipal government of the City of Bartow, Florida, and providing for the establishment of a Civil Service Board in said city".

Proof of Publication Attached.

Also—

By Senator Leaird—

S. B. No. 873—A bill to be entitled An Act to provide for the creation of a municipal corporation to be known as Village of Lazy Lake, in Broward County, Florida; to fix and determine the territorial limits, jurisdiction, powers and privileges of said village and the jurisdiction, powers and privileges of its officers.

Proof of Publication Attached.

Also—

By Senator Baker—

S. B. No. 875—A bill to be entitled An Act to provide for the creation and establishment of a municipal court in the town of Umatilla, Florida, and for the appointment of a municipal judge thereof, to fix the compensation for said judge and provide for his jurisdiction and powers.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And Senate Bills Nos. 852, 873 and 875, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Gautier (13th)—

S. B. No. 864—A bill to be entitled An Act amending Sections 8, 13, 40 and 42 of Chapter 7672, Laws of Florida, Acts of 1917, being the charter of the City of Miami Beach, Florida, entitled: "An Act to abolish the present municipal government of the Town of Miami Beach, in the County of Dade and State of Florida, and to establish, organize and incorporate a city

government for the City of Miami Beach, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same and to authorize the imposition of penalties for the violation of its ordinances", as amended.

Proof of Publication Attached.

Also—

By Senator Beall—

S. B. No. 818—A bill to be entitled An Act relating to civil service for employees of Escambia County, Florida; amending Sections 5, 8, 22 and 24 of Chapter 27537, Laws of Florida, Acts of 1951; providing for classification and specifying the County Employees to come within the provisions of this law; providing for restoration of employees to the civil service by certain procedure; changing the amount of the appropriation to be made to carry out the provisions of this law; defining "appointing authority".

Proof of Publication Attached.

Also—

By Senator Houghton—

S. B. No. 840—A bill to be entitled An Act amending Subsection "N" of Section 3, of Chapter 15,505, Laws of Florida, 1931, relating to the establishing, maintaining and regulating of a city jail in the City of St. Petersburg, providing for authority to contract with other governmental units for incarceration in the city jail of those persons in custody of such governmental units.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 864, 818 and 840, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Baker—

S. B. No. 874—A bill to be entitled An Act validating, ratifying and confirming the compiled revised general ordinances of the City of Eustis, Lake County, Florida, including the compiled general revised ordinances of Eustis, Florida, as adopted by the City Council at its regular meeting held on December 17, A. D. 1945, and all Acts and ordinances amending or revising said compiled general ordinances thereafter adopted and ordained, providing for the effective date of this Act and for the repealing of all laws or parts of laws in conflict herewith.

Proof of Publication Attached.

Also—

By Senator Beall—

S. B. No. 867—A bill to be entitled An Act declaring the establishment and maintenance of garbage and refuse dumps to be a county purpose; empowering the Board of County Commissioners of Escambia County to purchase, lease or otherwise acquire real estate and to use real estate now or hereafter owned by Escambia County for the purpose of establishing such dumps and authorizing the maintenance of the same.

Proof of Publication Attached.

Also—

By Senator King—

S. B. No. 854—A bill to be entitled An Act to amend Section 40 of Chapter 9683, Laws of Florida, 1923, said Chapter 9683, Laws of Florida, 1923, being entitled: "An Act to validate and legalize an election held in and for the City of Bartow, on the 13th day of December, A. D. 1921; to validate and legalize the Charter of the City of Bartow, which was adopted by the electors of said city at said election held on the 13th day of December, A. D. 1921; and to validate and legalize all contracts, municipal assessments, ordinances and resolutions, appointments and election of officers, and all other acts which have been done under and by virtue of said charter, and providing a form and method of government for said City of Bartow".

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And Senate Bills Nos. 874, 867 and 854, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Senator Black—

S. B. No. 678—A bill to be entitled An Act to declare, designate, and establish a certain State road.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 678, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith—

By Senators Johns, Hodges and Ripley—

S. B. No. 136—A bill to be entitled An Act relating to pensions of Confederate veterans and widows of Confederate veterans; repealing Sections 291.02 and 291.04, Florida Statutes, and adding Section 291.021, Florida Statutes.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 136, contained in the above message, was read by title.

Senator Hodges moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 136 passed the Senate on May 4, 1953.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 136 passed the Senate on May 4, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 136 passed the Senate on May 4, 1953.

The question recurred on the passage of Senate Bill No. 136.

Pending roll call on the passage of Senate Bill No. 136, by unanimous consent Senator Hodges withdrew Senate Bill No. 136.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendments—

By Senator Ripley—

S. B. No. 145—A bill to be entitled An Act to require a permit from the Board of County Commissioners as a condition precedent to the issue of a license for engaging in any occupation comprehended by Section 205.41, Florida Statutes, relating to fortune-telling and like pursuits, prescribing qualifications of applicants and procedure for issuance of permits and providing penalties for violations.

Which amendments read as follows:

Amendment No. 1—

After Section 5, add Section 6, as follows:

Section 6. This act does not apply to Christian Churches who heal the sick by prayer or to regularly ordained ministers of churches who are members of Florida State Spiritualist Ministerial Association whose charters are filed in the Library of Congress and on record in the State Capitol in Tallahassee.

Amendment No. 2—

After last line and last word in Title, strike out the period and add the following: "and providing for exemptions thereto."
—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 145, contained in the above message, was read by title, together with House amendments thereto.

Senator Ripley moved that the Senate concur in House amendment No. 1 to Senate Bill No. 145.

Which was agreed to and the Senate concurred in House amendment No. 1 to Senate Bill No. 145.

Senator Ripley moved that the Senate concur in House amendment No. 2 to Senate Bill No. 145.

Which was agreed to and the Senate concurred in House amendment No. 2 to Senate Bill No. 145.

And Senate Bill No. 145, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Mashburn and Stokes of Bay—

H. B. No. 1347—A bill to be entitled An Act naming and dedicating a certain wayside park in Bay County, Florida.

Also—

By Mr. Medlock of Lafayette—

H. B. No. 1338—A bill to be entitled An Act designating all roads and streets within the corporate limits of the Town of Mayo as state roads.

Also—

By Mr. Costin of Gulf—

H. B. No. 1287—A bill to be entitled An Act to declare, designate and establish a certain state road in Gulf County, Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And House Bill No. 1347, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 1338, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 1338 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1338 was read the second time by title only.

Senator Black moved that the rules be further waived and House Bill No. 1338 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1338 was read the third time in full.

Upon the passage of House Bill No. 1338 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1338 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1287, contained in the above message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Public Health and Safety—

H. B. No. 1273—A bill to be entitled An Act relating to the Department of Public Safety and motor vehicle drivers licenses; providing for examination and re-examination of persons deemed incompetent or unqualified to drive or persons causing personal injury or property damage; subjecting persons failing to pass to loss of license.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1273, contained in the above message, was read the first time by title only and referred to the Committee on Motor Vehicles and the Committee on Judiciary "C", in the order named.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Fascell, Floyd and Okell of Dade—

H. B. No. 497—A bill to be entitled An Act to amend Section 801.02; paragraph (a) of Subsection (1) of Section 801.03; Subsection (2) of 801.03; Subsection (3) of Section 801.08; Subsection (2) of Section 801.12; and further amending Section 801.12 by adding a new Subsection (3) thereto; amending Section 801.13 and repealing Section 801.14, Florida Statutes 1951, relating to the Child Molester Act, providing for sentencing, commitment, treatment, parole, release, and discharge of persons convicted of certain sex offenses against, to, or with persons fourteen years of age or under.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 497, contained in the above message, was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 497 be placed on the Calendar of Bills on Second Reading, without reference.

Which was agreed to by a two-thirds vote and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Ballinger and Atkinson of Leon—

H. B. No. 361—A bill to be entitled An Act giving the power and authority to the State Budget Commission to make or cause to be made under its supervision, a survey study and report of all State employment, compensation and pay scales, embracing all phases of sound personnel administration in State government, with the power and authority to put into effect the recommendations as made to the fullest extent possible, and to make specific recommendations to the 1955 regular session of the Legislature and providing an appropriation therefor.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 361, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Jones of Collier—

H. B. No. 1470—A bill to be entitled An Act authorizing Boards of County Commissioners in counties of the State of Florida having a population of more than 6,400 and less than 6,500 according to the last State or Federal census to procure and pay premiums on liability insurance against tort actions; requiring insurer to waive defense of governmental immunity in any suit brought against such counties and waiving governmental immunity of such counties only to the extent of the insurance carried.

Also—

By Mr. Marshburn of Levy—

H. B. No. 1464—A bill to be entitled An Act amending Chapter 27118, Laws of Florida, Acts of 1951, creating a small claims court in counties having a population of not less than ten thousand five hundred (10,500) and not more than eleven thousand (11,000) according to the last official census, by amending Section 1 to increase the jurisdiction of said court to three hundred dollars (\$300.00) and amending Subsection (1) of Section 5 relating to service of process by registered mail; and providing the effective date of this Act.

Also—

By Mr. Alexander of Liberty—

H. B. No. 1479—A bill to be entitled An Act to authorize certain former members of the Chamber of Commerce in all counties having a population of not less than two thousand five hundred (2,500) nor more than three thousand two hundred fifty (3,250) by the latest official census, to expend certain funds to aid in construction and maintenance of a community center.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And House Bill No. 1470, contained in the above message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 1470 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1470 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 1470 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1470 was read the third time in full.

Upon the passage of House Bill No. 1470 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1470 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1464, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1479, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Andrews of Union—

H. B. No. 1474—A bill to be entitled An Act relating to compensation of prosecuting attorneys in all counties having more than eight thousand (8,000) and less than eight thousand, nine hundred and fifty (8,950) inhabitants according to the last official census; prescribing the fund from which paid; fixing an effective date.

Also—

By Mr. Lancaster of Gilchrist—

H. B. No. 1472—A bill to be entitled An Act relating to all counties having a population of not less than 3,470 nor more than 3,900 according to the last official census; providing for payment of sheriff's mileage in certain bail bond collections.

Also—

By Mr. Lancaster of Gilchrist—

H. B. No. 1471—A bill to be entitled An Act authorizing the Board of County Commissioners of all counties in the State of Florida having a population of not less than 3,470 nor more than 3,900 by the latest official census to make contribution to certain agricultural projects.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1474, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1472, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1471, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Shaffer of Pinellas—

H. B. No. 1538 —A bill to be entitled An Act providing that licenses under Subsections (3) and (4) of Section 561.34 of the Beverage Law, Florida Statutes, 1951 shall be granted to any restaurant in Pinellas County, Florida, that was in operation on and prior to January 1, 1953, having accommodations for services of two hundred or more patrons at tables and occupying more than four thousand square feet of space and whose place of business is not within one thousand feet of an established school or church; excepting from the provisions of this Act any restaurant whose place of business is within an incorporated city or town; and providing that any licenses hereafter issued under the authority of this Act shall not thereafter be moved to a new location; and making all laws, whether general or special, in conflict with this Act inapplicable to Pinellas County, Florida, to the extent of such conflict.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

Proof of publication of Notice was attached to House Bill No. 1538 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1538, contained in the above message, was read the first time by title only.

Senator Houghton moved that the rules be waived and House Bill No. 1538 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1538 was read the second time by title only.

Senator Houghton moved that the rules be further waived and House Bill No. 1538 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1538 was read the third time in full.

Upon the passage of House Bill No. 1538 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1538 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Gleaton of Citrus—

H. B. No. 1477—A bill to be entitled An Act relating to all counties having a population of more than six thousand one hundred and less than six thousand three hundred according to the latest official census; exempting such counties from the provisions of Chapter 25558, Laws of Florida, Acts of 1949, providing for salary of prosecuting attorneys.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 1477, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Griner of Dixie—

H. B. No. 1484—A bill to be entitled An Act authorizing equalization of the official income of County Tax Collectors in all counties having not less than three thousand six hundred and not more than four thousand two hundred inhabitants, according to the most recent census; designating the fund from which to be paid; requiring that the sum of all equalization payments in any year shall be deducted from the maximum compensation allowed such tax collectors by existing law; fixing an effective date.

Also—

By Mr. Burke of Walton—

H. B. No. 1487—A bill to be entitled An Act authorizing any county having more than fourteen thousand, four hundred (14,400) and less than sixteen thousand, eight hundred (16,800) inhabitants, according to the last preceding official census, acting by and through its board of county commissioners, to bid on and contract for the construction of secondary roads in the county.

Also—

By Messrs. Moody, Johnson and Gibbons of Hillsborough, Mahon, Westberry and Morgan of Duval, McLaren and Shaffer of Pinellas—

H. B. No. 1491—A bill to be entitled An Act affecting any county having a population in excess of one hundred fifty thousand (150,000) inhabitants according to the last preceding federal census: to permit issuance of interest bearing certificates of indebtedness by any such county, payable from the twenty (20%) per cent surplus gasoline taxes accruing to such county for sole purpose of obtaining funds to acquire rights of way for primary roads; to permit issuance of interest bearing fuel anticipation certificates by state road department payable from the eighty (80%) per cent of such county's surplus gasoline taxes remitted to the state road department for sole purpose of enabling such county to acquire such rights of way.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 1484, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1487, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1491, contained in the above message, was read the first time by title only.

Senator Ripley moved that the rules be waived and House Bill No. 1491 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1491 was read the second time by title only.

Senator Gautier (13th) offered the following amendment to House Bill No. 1491:

In Section 2, line 8, (typewritten bill) strike out the word: "sole" and insert at the end of Section 2 the following: "and for any other purpose authorized by law."

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to House Bill No. 1491:

In the title, line 16, strike out the word "sole" and insert at the end of the title, line 17, the following: "and for any other purpose authorized by law."

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and House Bill No. 1491, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1491, as amended, was read the third time in full.

Upon the passage of House Bill No. 1491, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1491 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. Burwell and David of Broward—

H. B. No. 1504—A bill to be entitled An Act relating to counties having a population of not less than eighty thousand (80,000) nor more than one hundred thousand (100,000) according to the latest official census; providing for additional beverage licenses, and limiting same to certain clubs and organizations; and repealing Chapter 27156, Acts of 1951, and House Bill 59 of the 1953 Legislature.

Also—

By Messrs. Bryant and Ayres of Marion—

H. B. No. 1500—A bill to be entitled An Act giving the Game and Fresh Water Fish Commission jurisdiction to provide for the gear, manner and method of taking fish, shell fish, crustacea, and other aquatic animal life from the fresh waters of any county of the State of Florida having a population of not less than thirty-eight thousand (38,000) and not more than forty-two thousand (42,000), according to the last preceding Federal Census; providing penalties for violations of laws and rules, regulations and resolutions of the Game and Fresh Water Fish Commission promulgated under this Act; providing for forfeiture of illegally used nets, boats, motors, and other fishing devices.

Also—

By Mr. Ayres of Marion—

H. B. No. 1499—A bill to be entitled An Act relating to the maximum speed for the operation of boats or other water-craft on the waters of all rivers, creeks and runs within fifteen hundred (1,500) yards from any spring or springs constituting the headwaters of any such river, creek or run in any county of the State of Florida having a population of not less than thirty-eight thousand (38,000) and not more than forty-two thousand (42,000) according to the last preceding Federal Census, with penalty for violation.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1504, contained in the above message, was read the first time by title only.

Senator Leaird moved that the rules be waived and House Bill No. 1504 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1504 was read the second time by title only.

Senator Leaird moved that the rules be further waived and House Bill No. 1504 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1504 was read the third time in full.

Upon the passage of House Bill No. 1504 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1504 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1500, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1499, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendments—

By the Committee on Labor and Industry—

S. B. No. 174—A bill to be entitled An Act repealing Chapter 23795, Laws of Florida, 1947, and providing for a maximum number of one hundred and twenty (120) duty hours for firemen in any two calendar weeks in municipalities having a population of fifteen thousand (15,000) or more and providing that the shifts shall be alternated to avoid discrimination against the members of either shift and providing for twenty-four hours duty on alternate days and in emergencies and providing that the Act shall not repeal any law or ordinance of any City allowing vacation for firemen.

Which amendments read as follows:

Amendment No. 1—

After Section 4, add the following section properly numbered.

"This Act shall not apply to the City of Tallahassee nor the fire department of said city," and renumber the remaining sections.

Amendment No. 2—

Add a new section as follows:

"Section 4A. This act shall not be applicable in counties having a population of not less than sixty nor more than eighty thousand nor not less than 114,750 nor more than 122,000 according to the last preceding federal census."

Amendment No. 3—

At the end of the title of the bill, strike out the period; and insert the following in lieu thereof: ", and excepting certain counties from the operation of this Act."

Amendment No. 4—

In Section 2, line 13, of the bill, strike out the period and add the following: ", provided, further, that the city of Gainesville shall be exempt from the provisions of this act."

Amendment No. 5—

Add Section 5A: "This Act shall not apply to the City of Tampa."

Amendment No. 6—

Following Section 4 of the bill, add new section as follows:

"This act shall not be applicable to counties having a population of not less than 34,650 nor more than 36,000 inhabitants according to latest official census."

And renumber the sections accordingly.

Amendment No. 7—

In title of the bill, at the end of the title strike out words, "and excepting certain counties from the operation of this act," and insert the following in lieu thereof: ", and excepting certain counties and cities from the operation of this act."

Amendment No. 8—

At the end of Section 2 and as a part thereof add the following: "Provided however that within all municipalities in this state having a population of not less than 30,500 and not more than 35,000 inhabitants according to the latest official census, firemen of such municipalities may be required to remain on duty up to but not exceeding one hundred forty four hours in any two consecutive calendar weeks."

Amendment No. 9—

In Section 2, of the bill, strike out the period and add the following: ", provided, further, that the City of Coral Gables shall be exempt from the provisions of this act."

Amendment No. 10—

After Section 4, add the following Section, properly numbered:

"The provisions of this Act shall not be applicable to cities or municipalities located in counties having a population according to the 1950 Federal Census of not less than 80,000 and not more than 100,000."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 174, contained in the above message, was read by title, together with House amendments thereto.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 1 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 1 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 2 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 2 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 3 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 3 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 4 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 4 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 5 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 5 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 6 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 6 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 7 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 7 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 8 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 8 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 9 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 9 to Senate Bill No. 174.

Senator Gautier (28th) moved that the Senate concur in House amendment No. 10 to Senate Bill No. 174.

Which was agreed to and the Senate concurred in House amendment No. 10 to Senate Bill No. 174.

And Senate Bill No. 174, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Mr. Costin of Gulf—

H. B. No. 1509—A bill to be entitled An Act requiring the City Commission of the City of Port St. Joe in Gulf County, Florida, to acquire property and develop a cemetery; providing for care, handling and disposition; earmarking municipal gas tax funds; providing for financing; providing referendum.

Also—

By Mr. Costin of Gulf—

H. B. No. 1511—A bill to be entitled An Act to earmark, set aside and appropriate race track funds and municipal amusement tax proceeds acquired by City of Port St. Joe during a two year period for park, recreational, and playground purposes; providing procedure and financing; providing referendum.

Also—

By Mr. Patton of Franklin—

H. B. No. 1518—A bill to be entitled An Act relating to Franklin County, Florida, and earmarking certain tax proceeds for retiring certain bridge bonds or operation of ferry service; providing referendum.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1509, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 1511, contained in the above message, was read the first time by title only.

Senator Tapper moved that the rules be waived and House Bill No. 1511 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1511 was read the second time by title only.

Senator Tapper moved that the rules be further waived and House Bill No. 1511 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1511 was read the third time in full.

Upon the passage of House Bill No. 1511 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1511 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 1518, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. David and Burwell of Broward—

H. B. No. 1530—A bill to be entitled An Act amending Section 8, Article 1 of Part 1 of Chapter 24835, Laws of Florida, Special Acts of 1947, title of which reads as follows: "An Act abolishing the present municipality of the City of Pompano, in the County of Broward and State of Florida, and abolishing the present municipality of the Town of Pompano Beach, in the County of Broward and State of Florida, and creating, establishing, organizing, and constituting a municipality to be known as "City of Pompano Beach", the boundaries of which include the present boundaries of the City of Pompano and the present boundaries of the Town of Pompano Beach and certain additional territory situate and lying adjacent to the present boundaries of the City of Pompano and the Town of Pompano Beach; providing a charter for the City of Pompano Beach and providing for the government, jurisdiction, powers, franchises and privileges of the City of Pompano Beach; and providing that seventy-five thousand dollars (\$75,000) of the present existing bonded indebtedness of the City of Pompano is a fair, just and equitable proportion of such indebtedness to be a liability and obligation of and to be borne by that part of the territory embraced within the corporate limits of the City of Pompano, hereby abolished, and providing that the remainder of such indebtedness shall continue to be a liability and obligation of and be borne solely by that part of the territory included in the corporate limits of the City of Pompano Beach which now comprises the corporate limits of the City of Pompano", by extending the boundaries of the municipality of the City of Pompano Beach, Florida, in a southerly direction, re-defining and declaring the boundaries of the City of Pompano Beach; and providing for a referendum.

Also—

By Messrs. David and Burwell of Broward—

H. B. No. 1533—A bill to be entitled An Act amending Section 8, Article 1 of Part 1 of Chapter 24835, Laws of Florida, Special Acts of 1947, title of which reads as follows: "An Act abolishing the present municipality of the City of Pompano, in the County of Broward and State of Florida, and abolishing the present municipality of the Town of Pompano Beach, in the County of Broward and State of Florida, and creating, establishing, organizing, and constituting a municipality to be known as "City of Pompano Beach", the boundaries of which include the present boundaries of the City of Pompano and the present boundaries of the Town of Pompano Beach and certain additional territory situate and lying adjacent to the present boundaries of the City of Pompano and the Town of Pompano Beach; providing a charter for the City of Pompano Beach and providing for the government, jurisdiction, powers, franchises and privileges of the City of Pompano Beach; and providing that seventy-five thousand dollars (\$75,000) of the present existing bonded indebtedness of the City of Pompano is a fair, just and equitable proportion of such indebtedness to be a liability and obligation of and to be borne by that part of the territory embraced within the corporate limits of the City of Pompano, hereby abolished, and providing that the remainder of such indebtedness shall continue to be a liability and obligation of and be borne solely by that part of the territory included in the corporate limits of the City of Pompano Beach which now comprises the corporate limits of the City of Pompano", by extending the boundaries of the municipality of the City of Pompano Beach, Florida, in a southerly direction by including certain lands located in Terra Mar Estates, 2nd addition, according to a plat thereof

recorded in plat book 31, page 20 of the Broward County, Florida Records, re-defining and declaring the boundaries of the City of Pompano Beach.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 1530, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 1533 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1533, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs. McLaren, Shaffer and Petersen of Pinellas—

H. B. No. 1521—A bill to be entitled An Act to be known and cited as "The Pinellas County Salt Water Fishing Law" regulating the use of nets and seines for the catching of and fishing for salt water fish in the waters of Pinellas County, Florida; regulating the size of twine, size of mesh and length of nets and seines used in the waters of said county; prohibiting stop-netting and dragging and hauling nets and seines in said county; prohibiting the use of nets and seines in certain ways and manners in the waters of said county; prohibiting the possession of certain nets and seines in said county and providing for the destruction thereof and of nets and seines used in violation of this Act; pertaining to fishing and catching fish with nets and seines in said county; defining words and terms used in this Act; providing penalties for the violation of this Act; repealing all laws in conflict therewith and providing that this Act shall not take effect unless approved by a referendum.

Also—

By Messrs. McLaren, Shaffer and Petersen of Pinellas—

H. B. No. 1528—A bill to be entitled An Act prohibiting the use of nets or seines except cast nets in Pinellas County within one hundred (100) yards of any bridge, dock, pier, causeway or jetty; providing a referendum and providing a penalty.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And House Bill No. 1521, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 1528, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 25, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By Messrs David and Burwell of Broward—

H. B. No. 1534—A bill to be entitled An Act amending Section 8, Article 1 of Part 1 of Chapter 24835, Laws of Florida, Special Acts of 1947, title of which reads as follows: "An Act abolishing the present municipality of the City of Pompano, in the County of Broward and State of Florida, and abolishing the present municipality of the town of Pompano Beach, in the county of Broward and State of Florida, and creating, establishing, organizing, and constituting a municipality to be known as "City of Pompano Beach", the boundaries of which include the present boundaries of the City of Pompano and the present boundaries of the Town of Pompano Beach and certain additional territory situate and lying adjacent to the present boundaries of the City of Pompano and the Town of Pompano Beach: Providing a charter for the city of Pompano Beach and providing for the government, jurisdiction, powers, franchises and privileges of the City of Pompano Beach: And providing that seventy-five thousand dollars (\$75,000) of the present existing bonded indebtedness of the City of Pompano is a fair, just and equitable proportion of such indebtedness to be a liability and obligation of and to be borne by that part of the territory embraced within the corporate limits of the City of Pompano, hereby abolished, and providing that the remainder of such indebtedness shall continue to be a liability and obligation of and be borne solely by that part of the territory included in the corporate limits of the City of Pompano Beach which now comprises the corporate limits of the City of Pompano", by extending the boundaries of the municipality of the City of Pompano Beach, Florida, northward and in an easterly direction, redefining and declaring the boundaries of the City of Pompano Beach: And providing for a referendum.

Also—

By Mr. Turlington of Alachua (By Request)—

H. B. No. 1535—A bill to be entitled An Act creating three Justice of Peace Districts in Alachua County and providing a referendum.

Also—

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 1537—A bill to be entitled An Act relating to the City of West Palm Beach, Florida, making the dates of the annual city election the last Tuesday in March, and the date for the run-off election the first Tuesday in April; such changes to be effective for elections to be held in 1954 and subsequent years; repealing all laws and parts of laws in conflict herewith; and for other purposes.

Proof of Publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1534, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 1535, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 1537 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1537, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1537 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1537 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1537 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1537 was read the third time in full.

Upon the passage of House Bill No. 1537 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1537 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 20, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1953 Session of the Florida Legislature—

By Messrs. Patton of Franklin, David of Broward and Murray of Polk—

HOUSE JOINT RESOLUTION NO. 575—A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IV, ADDING A NEW SECTION TO BE ENUMERATED OR RE-NUMBERED BY THE SECRETARY OF STATE, RELATING TO CREATING THE OFFICE OF LIEUTENANT GOVERNOR AND PROVIDING FOR HIS POWERS, DUTIES, ELECTION, AND SALARY AND THAT THE LIEUTENANT GOVERNOR SHALL SUCCEED THE GOVERNOR IN CASE OF IMPEACHMENT, REMOVAL, DEATH, RESIGNATION OR INABILITY OF THE GOVERNOR.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the Constitution of the State of Florida be amended and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the general election to be held on the first Tuesday after the first Monday in November of 1954 as follows:

ARTICLE IV. LIEUTENANT GOVERNOR, DUTIES, ETC.

There is hereby created the office of Lieutenant Governor, who shall be elected as herein prescribed beginning in 1956.

Each candidate for Governor shall at the time of qualifying as a candidate for such office, also qualify a candidate for the office of Lieutenant Governor, which candidate for Lieutenant Governor shall have the qualifications for eligibility for the office of Governor and who shall consent to being qualified as a candidate for Lieutenant Governor in such manner as shall be prescribed by the Legislature.

The names of such candidate for Governor and Lieutenant

Governor shall be printed together on primary election ballots and shall be voted on as one candidate.

The Governor may delegate to such Lieutenant Governor in a manner prescribed by law any duties relating to the office of Governor and in the performance of such duties the Lieutenant Governor shall have the same power relative thereto as the Governor, but any such delegation of duty may be revoked by the Governor in a manner prescribed by law, and it shall be the duty of the Lieutenant Governor to do and perform such duties as shall be delegated to him by the Governor.

The compensation of the Lieutenant Governor shall be prescribed by law and shall not be decreased during his term of office.

In case of the death of the Governor-elect or upon his failure to qualify for the office of Governor, the Lieutenant Governor shall take such office the same as if he had been elected thereto, and in case of the impeachment of the Governor, his removal from office, death, resignation or inability to discharge his official duties, after the first Tuesday after the first Monday in January of 1957, the powers and duties of Governor shall devolve upon the Lieutenant Governor for the residue of the term or until the disability shall cease; and in case of the impeachment, removal from office, death, resignation or inability of the Lieutenant Governor after he shall assume the duties of Governor the powers and duties of such office shall devolve upon the Secretary of State, who, however, shall not be required to relinquish his Commission as Secretary of State: But should there be a general election for members of the Legislature during such vacancy in the offices of Governor and Lieutenant Governor, an election for Governor and Lieutenant Governor to fill the remainder of the term shall be had at the same time.

The Lieutenant Governor may be impeached on the same grounds and by the same procedure as prescribed for impeachment of the Governor.

The Legislature shall enact such laws as shall be necessary to fully effectuate this section.

All provisions of the Constitution and all statutes in conflict therewith are hereby repealed and declared to be of no effect.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And House Joint Resolution No. 575, contained in the above message, was read the first time in full and referred to the Committee on Judiciary "C" and the Committee on Constitutional Amendments, in the order named.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith—

By Messrs. Mashburn and Stokes of Bay—

H. B. No. 1098—A bill to be entitled An Act creating and chartering a municipality to be known as the Town of Playville, in Bay County, Florida, and to define its territorial boundaries and to provide for its government, powers, franchises, privileges and jurisdiction; providing referendum.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1098, contained in the above message, was read by title.

Senator Tapper moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 1098, as amended, passed the Senate on May 18, 1953.

The President put the question, "Will the Senate reconsider the vote by which House Bill No. 1098, as amended, passed the Senate on May 18, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 1098, as amended, passed the Senate on May 18, 1953.

The question recurred on the passage of House Bill No. 1098, as amended.

Pending roll call on the passage of House Bill No. 1098, as amended, by unanimous consent Senator Tapper offered the following amendment to House Bill No. 1098, as amended:

At the end of Section 2 of the typewritten bill change the period to a semicolon and insert the following: "less and except that part of the southwest quarter (SW $\frac{1}{4}$) of the northeast quarter (NE $\frac{1}{4}$) and the south half (S $\frac{1}{2}$) of the southwest quarter (SW $\frac{1}{4}$) of said Section 2, lying south of U. S. Highway 98."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of House Bill No. 1098, as further amended.

Upon call of the roll on the passage of House Bill No. 1098, as further amended, the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1098 passed, as further amended, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed—

By the Committee on Miscellaneous Legislation—

Committee Substitute for S. B. No. 557—A bill to be entitled An Act amending Section 550.081, Florida Statutes, 1951; and allocating and providing the period of operation of horse race tracks and prohibiting future permits in this state where three horse race tracks are located within a radius of one hundred air miles of each other; providing and establishing annual racing seasons; allocating such racing seasons into three racing periods, for the rotation of such periods; and making findings and declaration of policy relative thereto, and other things or matters in connection therewith.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives

And Committee Substitute for Senate Bill No. 557, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

REPORT OF THE COMMITTEE ON RULES AND CALENDAR

Senator King, Chairman of the Committee on Rules and Calendar, submitted the following report:

Your Committee recommends the adoption of the following rule—

"Except by unanimous consent, no Senate Bill will be considered when a House Companion Bill has been killed or is tabled in the House of Representatives."

Senator King moved the adoption of the foregoing Report of the Committee on Rules and Calendar.

Which was agreed to and the Report of the Committee on Rules and Calendar was adopted.

Senator King, Chairman of the Committee on Rules and Calendar, moved that the Senate reconvene for night sessions on Wednesday, May 27, 1953, and Friday, May 29, 1953, from 8:00 o'clock P. M., until 10:00 o'clock P. M.

Which was agreed to and it was so ordered.

SPECIAL ORDER CALENDAR PURSUANT TO
SENATE RULE 66

Senator Rodgers asked unanimous consent of the Senate to take up and consider House Bill No. 1196, out of its order.

Which was agreed to.

H. B. No. 1196—A bill to be entitled An Act to regulate the admission of alien fire and casualty insurance companies; providing for deposits by alien fire and casualty companies; and providing for trusteeing of assets by such alien insurers.

Was taken up.

Senator Rodgers moved that the rules be waived and House Bill No. 1196 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1196 was read the second time by title only.

Senator Pope offered the following amendment to House Bill No. 1196:

In Section 3, page 2, line 14 (typewritten bill), at the end of the sentence, line 14, strike the word "less" and insert in lieu thereof the word "greater."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rodgers offered the following amendment to House Bill No. 1196:

In Subsection 1, Section 4, line 6 (typewritten bill), after the word "created" in line 6 of Subsection 1 of Section 4 of the bill, insert the following: "for alien insurers using Florida as a State of Entry into the United States".

Senator Rodgers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rodgers moved that the rules be further waived and House Bill No. 1196, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1196, as amended, was read the third time in full.

Upon the passage of House Bill No. 1196, as amended, the roll was called and the vote was:

Yeas—30.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Boyle	Dayton	Lindler	Rogells
Bronson	Douglas	McArthur	Shands
Carlton	Franklin	Melvin	Tapper
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

Nays—None.

So House Bill No. 1196 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Rodgers withdrew Senate Bill No. 801.

S. B. No. 576—A bill to be entitled An Act amending Section 604.15 Florida Statutes 1951 relating to dealers in agricultural products; definitions; and repealing all laws in conflict therewith.

Was taken up in its order.

Senator Johnson moved that the rules be waived and Senate Bill No. 576 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 576 was read the second time by title only.

The Committee on Agriculture offered the following amendment to Senate Bill No. 576:

In Section (1), line 9, (typewritten bill) strike out the word: "purchaser" and insert in lieu thereof the following: "producer"

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnson moved that the rules be further waived and Senate Bill No. 576, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 576, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 576, as amended, the roll was called and the vote was:

Yeas—28.

Mr. President	Crary	Houghton	Pearce
Baker	Davis	Johnson	Pope
Boyle	Dayton	King	Ripley
Bronson	Douglas	Lindler	Rodgers
Carlton	Franklin	McArthur	Rogells
Clarke	Gautier (28th)	Melvin	Shands
Collins	Gautier (13th)	Morrow	Sturgis

Nays—None.

So Senate Bill No. 576 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Shands presiding.

S. B. No. 518—A bill to be entitled An Act for the relief of Randall Wells, Tax Collector of Putnam County, Florida.

Was taken up in its order.

Senator Pearce moved that the rules be waived and Senate Bill No. 518 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 518 was read the second time by title only.

Senator Pearce moved that the rules be further waived and Senate Bill No. 518 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 518 was read the third time in full.

Upon the passage of Senate Bill No. 518 the roll was called and the vote was:

Yeas—26.

Mr. President	Boyle	Carlton	Collins
Baker	Bronson	Clarke	Crary

Davis	Johnson	Melvin	Rodgers
Dayton	King	Morrow	Shands
Douglas	Leaird	Pearce	Sturgis
Gautier (28th)	Lindler	Pope	
Houghton	McArthur	Ripley	

Nays—None.

So Senate Bill No. 518 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sturgis moved that the House of Representatives be requested to return Senate Bill No. 817 to the Senate for further consideration.

Which was agreed to and it was so ordered.

S. B. No. 351—A bill to be entitled An Act defining, licensing and regulating homes for the maintenance, care and nursing of persons who by reason of illness or physical infirmity or advanced age are unable to care for themselves; providing for the administration of the Act and making an appropriation therefor; prescribing penalties for violations and providing the effective date.

Was taken up in its order.

Senator Collins moved that the rules be waived and Senate Bill No. 351 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read the second time by title only.

The Committee on Public Health offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) under Section 400.05 on Page 3, strike out subparagraph (4).

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) under Section 400.06, starting on Page 4 of the typewritten bill, strike out subparagraph (3) and renumber the remaining paragraph.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) under Section 400.10, starting on Page 7 of the typewritten bill, strike out subparagraph (d) of subparagraph (1).

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) at the end of 400.10, add the following:

“(3) Provided, however, that all minimum standards, rules and regulations to be prescribed hereunder shall be reasonable and fair, it being the intention of the Legislature to provide safe and sanitary homes for the inmates thereof.”

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) strike out all of Section 400.14 on Page 9, and renumber the succeeding sections.

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

In Section 1, (typewritten bill) under Section 400.10 on Page 7 of the bill, in subparagraph (a) under subparagraph (1), after the semicolon, add the following: “which shall include adequate provisions for fire alarm and fire protection suitable to the size and type of structure;”

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

At the end of sub-paragraph (1) of Section 400.01 in Section 1 of the Bill, strike the period, insert a comma, and add the following: “provided that no institution which offers its services primarily for medical treatment or surgery shall be subject to the terms of this Act.”

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Public Health also offered the following amendment to Senate Bill No. 351:

Add a paragraph to Section 400.02 in Section 1 of the Bill, said paragraph to be sub-paragraph (6) in the words and figures following, to-wit:

“(6) Any facilities, hospital or clinic operated in connection with the offices of any practitioner of any of the healing arts licensed to practice under the laws of the State of Florida when such facilities, hospital or clinic are not designed nor used for the care or nursing of more than eight (8) persons.”

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins moved that the rules be further waived and Senate Bill No. 351, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 351, as amended, the roll was called and the vote was:

Yeas—28.

Baker	Collins	Gautier (13th)	Melvin
Beall	Crary	Houghton	Morrow
Black	Davis	Johnson	Pearce
Boyle	Dayton	King	Pope
Bronson	Douglas	Lewis	Ripley
Carlton	Franklin	Lindler	Rodgers
Clarke	Gautier (28th)	McArthur	Shands

Nays—None.

So Senate Bill No. 351 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 632—A bill to be entitled An Act for the relief of Alvin C. Hosford, tax collector of Columbia County, Florida.

Was taken up in its order.

Senator Lindler moved that the rules be waived and Senate Bill No. 632 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 632 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 632 was read the third time in full.

Upon the passage of Senate Bill No. 632 the roll was called and the vote was:

Yeas—30.

Baker	Collins	Houghton	Pearce
Beall	Crary	Johnson	Pope
Black	Davis	King	Ripley
Boyle	Dayton	Lewis	Rodgers
Branch	Douglas	Lindler	Shands
Bronson	Franklin	McArthur	Sturgis
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	

Nays—None.

So Senate Bill No. 632 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 435—A bill to be entitled An Act to amend Section 697.04, Florida Statutes, relating to future advances secured by mortgage.

Was taken up in its order.

Senator Dayton moved that the rules be waived and Senate Bill No. 435 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 435 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Senate Bill No. 435 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 435 was read the third time in full.

Upon the passage of Senate Bill No. 435 the roll was called and the vote was:

Yeas—30.

Baker	Crary	Johnson	Pearce
Beall	Dayton	King	Pope
Black	Douglas	Leaird	Ripley
Branch	Floyd	Lewis	Rodgers
Bronson	Franklin	Lindler	Shands
Carlton	Gautier (28th)	McArthur	Sturgis
Clarke	Gautier (13th)	Melvin	
Connor	Houghton	Morrow	

Nays—1.

Boyle

So Senate Bill No. 435 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 919—A bill to be entitled An Act regulating the receipt, control, and deposit of proceeds from pre-need burial contracts; defining the term "pre-need burial contract"; requiring persons writing such contracts to make a deposit with the insurance commissioner and obtain from him a certificate of authority to write such contracts; authorizing and empowering the insurance commissioner to promulgate rules and regulations, to investigate the business of a person writing such a contract, the expense of such investigation to be borne by the person investigated, and to cause the liquidation of a business improperly conducted; requiring writers of such contracts to maintain an unimpaired reserve of seventy-five percent (75%) of the funds received on contracts, and to perform such contracts in designated manners; and providing a penalty for violations of the provisions of this Act.

Was taken up in its order.

Senator Rodgers moved that the rules be waived and House Bill No. 919 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 919 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 919 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 919 was read the third time in full.

Upon the passage of House Bill No. 919 the roll was called and the vote was:

Yeas—30.

Baker	Crary	Johnson	Pearce
Beall	Dayton	King	Pope
Black	Douglas	Leaird	Ripley
Boyle	Floyd	Lewis	Rodgers
Bronson	Franklin	Lindler	Rogells
Carlton	Gautier (28th)	McArthur	Shands
Clarke	Gautier (13th)	Melvin	
Connor	Houghton	Morrow	

Nays—None.

So House Bill No. 919 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Rodgers withdrew Senate Bill No. 574.

Senator Ripley moved that the House of Representatives be requested to return House Bill No. 1367 to the Senate for further consideration.

Which was agreed to and it was so ordered.

H. B. No. 1109—A bill to be entitled An Act regulating agreements for the maintenance or personal care for a period of one or more years or for life for a fixed fee; vesting the administration of this Act in the Insurance Commissioner; prescribing prerequisites prior to entering into said agreements and the rights of the parties thereto; prescribing penalties for the violation of this Act and providing the effective date.

Was taken up in its order.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1109 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1109 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1109 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1109 was read the third time in full.

Upon the passage of House Bill No. 1109 the roll was called and the vote was:

Yeas—31.

Beall	Crary	Houghton	Morrow
Black	Davis	Johnson	Pearce
Boyle	Dayton	King	Pope
Branch	Douglas	Leaird	Rodgers
Bronson	Floyd	Lewis	Rogells
Carlton	Franklin	Lindler	Shands
Clarke	Gautier (28th)	McArthur	Tapper
Connor	Gautier (13th)	Melvin	

Nays—1.

Ripley

So House Bill No. 1109 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 700.

S. B. No. 797—A bill to be entitled An Act making a deficiency appropriation for the Florida State Improvement Commission for use in the current biennium to pay liabilities already incurred and for necessary expenses to be incurred during the remainder of the biennium in the administration of the Capitol Center heating and electrical program.

Was taken up in its order.

Senator Dayton moved that the rules be waived and Senate Bill No. 797 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 797 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Senate Bill No. 797 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 797 was read the third time in full.

Upon the passage of Senate Bill No. 797 the roll was called and the vote was:

Yeas—28.

Baker	Connor	Johnson	Pearce
Beall	Davis	King	Pope
Black	Dayton	Leaird	Ripley
Boyle	Douglas	Lewis	Rodgers
Bronson	Floyd	McArthur	Rogells
Carlton	Franklin	Melvin	Shands
Clarke	Houghton	Morrow	Tapper

Nays—None.

So Senate Bill No. 797 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 439—A bill to be entitled An Act relating to regulation of traffic on highways; amending Section 317.38(3), Florida Statutes, relating to signals by hand, arm or signal device by requiring all motor trucks to be equipped with signal device.

Was taken up in its order.

Senator McArthur moved that the rules be waived and Senate Bill No. 439 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 439 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 439 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 439 was read the third time in full.

Upon the passage of Senate Bill No. 439 the roll was called and the vote was:

Yeas—9.

Baker	Floyd	Shands
Beall	Gautier (13th)	Sturgis
Crary	McArthur	Tapper

Nays—22.

Black	Connor	Houghton	Pope
Boyle	Davis	Johnson	Ripley
Branch	Dayton	King	Rodgers
Bronson	Douglas	Lindler	Rogells
Carlton	Franklin	Melvin	
Collins	Gautier (28th)	Pearce	

So Senate Bill No. 439 failed to pass.

Senator Melvin asked unanimous consent of the Senate to take up and consider House Bill No. 1033, out of its order.

Which was agreed to.

H. B. No. 1033—A bill to be entitled An Act relating to education and adoption of textbooks, and amending Sections 233.07 and 233.11, Florida Statutes 1951.

Was taken up.

Senator Melvin moved that the rules be waived and House Bill No. 1033 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1033 was read the second time by title only.

Senator Melvin moved that the rules be further waived and House Bill No. 1033 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1033 was read the third time in full.

Upon the passage of House Bill No. 1033 the roll was called and the vote was:

Yeas—30.

Baker	Collins	Houghton	Pope
Beall	Connor	Johnson	Ripley
Black	Crary	Lewis	Rodgers
Boyle	Davis	Lindler	Rogells
Branch	Dayton	McArthur	Shands
Bronson	Douglas	Melvin	Tapper
Carlton	Floyd	Morrow	
Clarke	Gautier (13th)	Pearce	

Nays—None.

So House Bill No. 1033 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Melvin withdrew Senate Bill No. 406.

Senator Rogells moved that the House of Representatives be requested to return House Bill No. 1385 to the Senate for further consideration.

Which was agreed to and it was so ordered.

H. B. No. 501—A bill to be entitled An Act authorizing the Boards of County Commissioners, with respect to property located outside the corporate limits of any municipality, to vacate, abandon, discontinue and close parks other than state or federal parks; to renounce and disclaim any right of the county and public in and to any land or interest therein acquired for park purposes, other than lands acquired for state or federal park purposes; to renounce and disclaim any right of the county and public in and to any lands delineated on any recorded map or plat as a park; to convey title to lands constituting such parks which are no longer required for such purposes; providing the procedure to be followed shall be that set forth in Sections 343.36 to 343.40, inclusive, Florida Statutes 1951, relating to the vacating of county roads.

Was taken up in its order.

Senator King moved that the rules be waived and House Bill No. 501 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 501 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 501 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 501 was read the third time in full.

Upon the passage of House Bill No. 501 the roll was called and the vote was:

Yeas—31.

Mr. President	Boyle	Carlton	Connor
Beall	Branch	Clarke	Davis
Black	Bronson	Collins	Dayton

Douglas	Houghton	McArthur	Ripley
Floyd	Johnson	Melvin	Rodgers
Franklin	King	Morrow	Shands
Gautier (28th)	Lewis	Pearce	Tapper
Gautier (13th)	Lindler	Pope	

Nays—None.

So House Bill No. 501 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 228—A bill to be entitled An Act relating to variation between instruments affecting title to real property with respect to the names of persons' signature thereto; providing that the person named in one instrument shall be presumed to be the same person named in the others.

Was taken up in its order.

Senator King moved that the rules be waived and House Bill No. 228 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 228 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 228 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 228 was read the third time in full.

Upon the passage of House Bill No. 228 the roll was called and the vote was:

Yeas—32.

Mr. President	Connor	Hodges	Pearce
Beall	Davis	Houghton	Pope
Black	Dayton	Johnson	Ripley
Boyle	Douglas	King	Rodgers
Branch	Floyd	Lewis	Rogells
Carlton	Franklin	Lindler	Shands
Clarke	Gautier (28th)	McArthur	Sturgis
Collins	Gautier (13th)	Morrow	Tapper

Nays—None.

So House Bill No. 228 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

UNFINISHED BUSINESS

S. B. No. 402—A bill to be entitled An Act establishing and providing for the selection and appointment of a joint legislative committee to investigate criminal and subversive activities in this State, to make reports and recommendations to the present and future sessions of the legislature, as well as to the governor, law enforcement officers and agencies, grand juries, etc.; fixing the power, jurisdiction and authority of said committee; providing for the enforcement of process issued by or for said committee; and appropriating funds for the operation and expenses of said committee, its members, employees and personnel.

Was taken up, having been read the second time by title on May 22, 1953, together with the following amendment offered by Senators King, Davis and Johnson, which was pending consideration at the hour of adjournment on May 23, 1953:

Strike out the preamble.

Consideration of the foregoing amendment was resumed, Senator King having moved the adoption thereof.

The question recurred on the adoption of the foregoing amendment to Senate Bill No. 402.

A roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senators King, Davis and Johnson to Senate Bill No. 402, the vote was:

Yeas—19.

Mr. President	Bronson	Douglas	King
Beall	Connor	Floyd	Melvin
Black	Crary	Gautier (28th)	Morrow
Boyle	Davis	Hodges	Rogells
Branch	Dayton	Johnson	

Nays—16.

Baker	Gautier (13th)	McArthur	Rodgers
Carlton	Houghton	Pearce	Shands
Collins	Leaird	Pope	Sturgis
Franklin	Lewis	Ripley	Tapper

So the amendment was adopted.

PAIRING

The following Pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Fraser on the amendment by Senators King, Davis and Johnson to S. B. No. 402.

If he were present he would vote "Aye" and I would vote "No".

S. D. Clarke
Senator 22nd District

Senators King, Davis and Johnson also offered the following amendment to Senate Bill No. 402:

In Section 3, Subsection 9, lines 3 and 4, (typewritten bill) strike out the words: "of one or more members" and insert in lieu thereof the following: a period.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators King, Davis and Johnson also offered the following amendment to Senate Bill No. 402:

In Section 4, at end of Subsection (1), (typewritten bill) strike out the period, add a comma, and insert "when so directed by a majority of the committee."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators King, Davis and Johnson also offered the following amendment to Senate Bill No. 402:

In Section 6, line 5, (typewritten bill) strike out the period, add a comma and insert "when so directed by a majority of the committee."

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators King, Davis and Johnson also offered the following amendment to Senate Bill No. 402:

In Section 7, line 5, (typewritten bill) after the word "cause" insert "and contrary to instructions issued by or under authority of a majority of the committee"

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator McArthur offered the following amendment to Senate Bill No. 402:

In Section 10, (typewritten bill) strike out the words: "the Chairman of the Committee or any two of its Members." and insert in lieu thereof the following: "a majority of the Committee."

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Branch offered the following amendment to Senate Bill No. 402:

In Section 2, line 6, (typewritten bill) strike out the word: "devise" and insert in lieu thereof the following: "advise the Legislature as to"

Senator Branch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis offered the following amendment to Senate Bill No. 402:

In Section 3 Par 2, line 3, (typewritten bill) strike out the words: "(public or closed)" and insert in lieu thereof the following: "(all of which shall be public hearings)"

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis also offered the following amendment to Senate Bill No. 402:

In Section 3, paragraph 2, (typewritten bill) at the end of the paragraph insert: "All proceedings shall be reported in like manner as provided by law for official court proceedings."

Senator Sturgis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns moved that the rules be further waived and Senate Bill No. 402, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 402, as amended, was read the third time in full.

Pending roll call on the passage of Senate Bill No. 402, as amended, Senator Franklin moved that the rules be waived and when the Senate adjourns it recess until 2:30 o'clock, P. M., this day.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Franklin moved that the Senate adjourn.

Which was agreed to and the Senate recessed at 12:58 o'clock, P. M., until 2:30 o'clock, P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P.M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

—37.

A quorum present.

Senator Fraser was excused from attendance upon the session.

By permission the following Reports of Committees were received:

REPORTS OF COMMITTEES

Senator Gautier (28th), Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bill:

S. B. No. 623—A bill to be entitled An Act relating to commercial arbitration; providing scope of arbitration, appointment, powers and fees of arbitrators; prescribing the procedure hereunder and repealing laws in conflict with this Act. —and recommends that the same pass with Committee amendment as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Davis, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

H. B. No. 56—A bill to be entitled An Act to provide for assessment of goods, wares and merchandise for tax purposes on the basis of not to exceed one-half of the average inventory value for the previous year and to repeal Section 192.05, Florida Statutes.

—and recommends that the same pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Shands presiding.

Senator Bronson, as Chairman of the Committee on Population, moved that House Bill No. 859 be recalled from the Committee on Population and placed on the Calendar of Local Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

Senator Houghton asked unanimous consent of the Senate to take up and consider House Bill No. 1409, out of its order.

Which was agreed to.

H. B. No. 1409—A bill to be entitled An Act fixing the compensation of county prosecuting attorneys of the Civil and Criminal Court of Record in and for counties in the State of Florida having a population of not less than one hundred and fifty thousand (150,000) and not more than two hundred and twenty-five thousand (225,000) according to the last official census.

Was taken up.

Senator Houghton moved that the rules be waived and House Bill No. 1409 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1409 was read the second time by title only.

Senator Houghton moved that the rules be further waived and House Bill No. 1409 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1409 was read the third time in full.

Upon the passage of House Bill No. 1409 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1409 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Houghton asked unanimous consent of the Senate to take up and consider House Bill No. 1455, out of its order.

Which was agreed to.

H. B. No. 1455—A bill to be entitled An Act fixing the compensation of the judges of the civil and criminal court of record in and for counties in the State of Florida having a

population of not less than one hundred and fifty thousand (150,000) and not more than two hundred and twenty-five thousand (225,000) according to the last official census.

Was taken up.

Senator Houghton moved that the rules be waived and House Bill No. 1455 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1455 was read the second time by title only.

Senator Houghton moved that the rules be further waived and House Bill No. 1455 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1455 was read the third time in full.

Upon the passage of House Bill No. 1455 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1455 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Houghton asked unanimous consent of the Senate to take up and consider House Bill No. 1469, out of its order.

Which was agreed to.

H. B. No. 1469—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Pinellas County, Florida, to provide for garbage collection or grant franchises for garbage collection and disposal in unincorporated communities; to prescribe and collect fees therefor; to adopt rules and regulations and create districts for such purposes and providing for forfeitures and penalties for violation.

Was taken up.

Senator Houghton moved that the rules be waived and House Bill No. 1469 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1469 was read the second time by title only.

Senator Houghton moved that the rules be further waived and House Bill No. 1469 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1469 was read the third time in full.

Upon the passage of House Bill No. 1469 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1469 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1447, out of its order.

Which was agreed to.

H. B. No. 1447—A bill to be entitled An Act amending Sections 91 and 112 of Chapter 19768, Special Acts of the Legislature of Florida of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the governor of the first members of the city commission", repealing Sections 63, 97 through 111, inclusive, 114, 115 and 116 thereof; and providing for the adoption of a budget, fixing the millage and certification of the millage levy to the board of county commissioners, and providing a referendum.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1447 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1447 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1447 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1447 was read the third time in full.

Upon the passage of House Bill No. 1447 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1447 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1448, out of its order.

Which was agreed to.

H. B. No. 1448—A bill to be entitled An Act amending Section 7 of Chapter 19768, Special Acts of the Legislature of Florida, of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the governor of the first members of the City Commission", by providing for four year staggered terms for the city commissioners, and providing a referendum.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1448 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1448 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1448 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1448 was read the third time in full.

Upon the passage of House Bill No. 1448 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1448 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1449, out of its order.

Which was agreed to.

H. B. No. 1449—A bill to be entitled An Act amending Section 156 of Chapter 19768, Special Acts of the Legislature of Florida, of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the City Commission", by providing for the salaries of the Mayor and Commissioners, and providing a referendum.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1449 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1449 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1449 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1449 was read the third time in full.

Upon the passage of House Bill No. 1449 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1449 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1450, out of its order.

Which was agreed to.

H. B. No. 1450—A bill to be entitled An Act amending Sections 51, 52 and 53 of Chapter 19768, Special Acts of the Legislature of Florida of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises, and privileges; and to provide for the appointment by the Governor of the first members of the City Commission", providing for the term of the Municipal Judge, the appointment of a Municipal Judge pro tempore, authority for the Chief of Police and Desk Sergeant on duty in the Police Department to administer oaths and take affidavits, and issue warrants, and providing a method for disqualifying the Municipal Judge.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1450 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1450 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1450 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1450 was read the third time in full.

Upon the passage of House Bill No. 1450 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1450 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1451, out of its order.

Which was agreed to.

H. B. No. 1451—A bill to be entitled An Act amending Chapter 19768, Special Acts of the Legislature of Florida of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the city commission", by the addition thereto of Section 46-A providing a procedure for the removal of the city manager, and providing a referendum.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1451 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1451 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1451 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1451 was read the third time in full.

Upon the passage of House Bill No. 1451 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1451 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1452, out of its order.

Which was agreed to.

H. B. No. 1452—A bill to be entitled An Act amending Sections 8, 46, 48, 62, 124, 131, and 172 (2) of Chapter 19768, Special Acts of the Legislature of Florida of 1939, entitled: "An Act to abolish the present municipality of the City of Daytona Beach, in the County of Volusia, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Daytona Beach, in Volusia County, State of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges, and to provide for the appointment by the Governor of the first members of the city commission"; providing for the leasing by city of space for maintenance of advertising on all parking meter standards owned by city; providing for the levy of a tax upon admissions to all baseball games, sports, contests, amusement, etc. held on city owned property; providing for naming by city commission of acting city manager; providing that no city commissioner may be appointed city manager until one year after expiration of term; providing that city commission may create, change and abolish offices, departments or agencies of city; providing city manager may make purchases up to one thousand (\$1,000.00) dollars without competitive bids upon unanimous approval of city commission; providing for approval of all plats by city commission and recommendations from planning board; and providing that no recall petition bearing requisite number of signatures of qualified voters shall be held invalid for failure to state legally sufficient grounds for recall.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1452 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1452 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1452 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1452 was read the third time in full.

Upon the passage of House Bill No. 1452 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1452 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Melvin asked unanimous consent of the Senate to take up and consider House Bill No. 1410, out of its order.

Which was agreed to.

H. B. No. 1410—A bill to be entitled An Act to abolish the present municipal corporation known as the Town of Fort Walton, Okaloosa County, Florida, and in its place to create, establish and organize a municipality to be named the City of Fort Walton, situated in Okaloosa County, Florida, and to provide for its government, jurisdiction, powers, authority and privileges; to establish the form of government of the said city as a council form of government with a city manager as administrative head; to designate and appoint municipal officers and to define their duties and powers; to empower the City Council to create and provide for administrative departments and boards and administrative officers; to provide for the election of the mayor and members of the City Council and to fix their terms of office; to authorize the City Council to provide for the manner of holding elections in the said city; and to authorize the levy, assessment and collection of ad valorem taxes, improvement assessments, and levies, and excise taxes, license taxes and privilege taxes.

Was taken up.

Senator Melvin moved that the rules be waived and House Bill No. 1410 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1410 was read the second time by title only.

Senator Melvin offered the following amendment to House Bill No. 1410:

In Section 2, sub-paragraph b. (typewritten bill), line 14, strike out the word "section" and insert in lieu thereof the following: "sub-section".

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to House Bill No. 1410:

In Section 2, sub-paragraph b (typewritten bill), line 17, after the word "fields" and before the word "of" insert the following: "and items".

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin moved that the rules be further waived and House Bill No. 1410, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1410, as amended, was read the third time in full.

Upon the passage of House Bill No. 1410, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1410 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

**SPECIAL ORDER CALENDAR
PURSUANT TO SENATE RULE 66**

UNFINISHED BUSINESS

S. B. No. 402—A bill to be entitled An Act establishing and providing for the selection and appointment of a joint legislative committee to investigate criminal and subversive activities in this State, to make reports and recommendations to the present and future sessions of the Legislature, as well as to the Governor, law enforcement officers and agencies, grand juries, etc.; fixing the power, jurisdiction and authority of said committee; providing for the enforcement of process issued by or for said committee; and appropriating funds for the operation and expenses of said committee, its members, employees and personnel.

Which was pending roll call at the hour of recess, having been read the third time in full, as amended, at the morning session this day, was taken up in its order.

Pending further consideration of Senate Bill No. 402, as amended, Senator Carlton moved that the rules be waived

and the time of adjournment be extended until final roll call on Senate Bill No. 402.

Which was agreed to by a two-thirds vote and it was so ordered.

Upon the passage of Senate Bill No. 402, as amended, the roll was called and the vote was:

Yeas—17.

Mr. President	Davis	Hodges	Morrow
Beall	Dayton	Johnson	Rogells
Black	Douglas	King	
Boyle	Floyd	Lindler	
Connor	Gautier (28th)	Melvin	

Nays—19.

Baker	Crary	Lewis	Rodgers
Branch	Franklin	McArthur	Shands
Bronson	Gautier (13th)	Pearce	Sturgis
Carlton	Houghton	Pope	Tapper
Collins	Leaird	Ripley	

So Senate Bill No. 402, as amended, failed to pass.

PAIRING

The following Pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Fraser on the passage of Senate Bill No. 402; if he were present he would vote "Aye" and I would vote "Nay".

S. D. CLARKE
Senator 22nd District

The time of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:13 o'clock, P. M., until 10:00 o'clock, A. M., Wednesday, May 27, 1953, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on May 21, 1953.